

Serial No. 41407

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... MAY 20 1980

Returned to applicant for correction.....

Corrected application filed..... Map filed MAY 20 1980

The applicant Phillips Petroleum Company

P.O. Box 6256 of Reno
Street and No., or P.O. Box No. City or Town

Nevada 89513
State and Zip Code No. hereby make^s application for permission to change the

point of diversion of a portion

of water heretofore appropriated under Permit No. 31118

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground
Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed..... 0.02785 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining, milling and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore used for mining, milling and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point. NE $\frac{1}{4}$ SE $\frac{1}{4}$ section 8, T16N-R57E, M.D.B.&M.;
6171.09' on a bearing of S. 68° 59' 30" E. to the SE corner of section 9,
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If an unsurveyed land, it should be stated.
T16N-R57E, M.D.B.&M.

6. The existing point of diversion is located within SE $\frac{1}{4}$, SE $\frac{1}{4}$ section 9, T16N-R57E, M.D.B.&M.;
536.93' on a bearing of S. 50° 14' 08" E. to the SE corner of section 9,
If point of diversion is not changed, do not answer.
T16N-R57E, M.D.B.&M.

7. Proposed place of use S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ section 9; W $\frac{1}{2}$ section 15; all of section 16' NE $\frac{1}{4}$ NE $\frac{1}{4}$
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
section 21; all of section 22; all in T16N-R57E, M.D.B.&M.

8. Existing place of use S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ section 9; W $\frac{1}{2}$ section 15; all of section 16;
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
NE $\frac{1}{4}$ NE $\frac{1}{4}$ section 21; all of section 22; all in T16N-R57E, M.D.B.&M.

9. Use will be from January 1st to December 31st of each year.
Month and Day Month and Day

10. Use has been from January 1st to December 31st of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water will be pumped from a well and conducted
State manner in which water is to be diverted, whether by dam or other works,
by a 2" water line to three 20,000 gallons storage tanks. Water will be taken
whether through pipes, ditches, flumes, or other conduits.
from the tanks as needed for mining and milling operations.

12. Estimated cost of works \$100,000
13. Estimated time required to construct works well was completed in spring of 1980
14. Estimated time required to complete the application of water to beneficial use immediately
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is made in reference to Permit No. 31118 of which .4456 cfs
will be retained at the existing point of diversion, SE $\frac{1}{4}$, SE $\frac{1}{4}$ section 9.

T16N-R57E, M.D.B.&M.: 536.93' on a bearing of S.50°14'08"E. to the SE corner
of section 9, T16N-R57E, M.D.B.&M. Annual consumptive use will be 0.02785 cfs
continuously.

Compared ja/aa gk/bc

Applicant Phillips Petroleum Company

By S/ Frank L. Yeamans, Jr.

P.O. Box 6256

Reno, Nevada 89513

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 31118 is issued subject to the terms and conditions imposed in said Permit 31118 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.02785 cubic feet per second, but not to exceed 6.57 million gallons annually.

Actual construction work shall begin on or before December 4, 1981

Proof of commencement of work shall be filed before January 4, 1982

Work must be prosecuted with reasonable diligence and be completed on or before December 4, 1982

Proof of completion of work shall be filed before January 4, 1983

Application of water to beneficial use shall be made on or before December 4, 1985

Proof of the application of water to beneficial use shall be filed on or before January 4, 1986

Map in support of proof of beneficial use shall be filed on or before _____

Commencement of work filed JUN 15 1981

Completion of work filed JUN 15 1981

Proof of beneficial use filed 9-3-89

Cultural map filed _____

Certificate No. 12939 Issued AUG 19 1991

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 4th day of JUNE

A.D. 19 81

William J. Newman
 State Engineer